THE HON'BLE SRI JUSTICE C.V. RAMULU

Tuesday, 23rd day of October,2007

W.P.No.2972 of 2007

Between:-

Kadarla Nagarani … Petitioner

and

The Child Development Project Officer, Karimnagar, Karimnagar District and others … Respondents

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.2972 of 2007

ORAL ORDER:

This Writ Petition is filed seeking a Mandamus to direct the respondents to consider the case of the petitioner for conversion as Anganwadi Worker from Early Child Education (ECE) Instructor at Government Primary School, Jagtial, Karimnagar District, where Anganwadi Centre is started by merging ECE Centre into ICDS, as per G.O.Ms.No.49, dated 2-5-2000.

It is the case of the petitioner that she worked as ECE Instructor and when she came to know that ECE Centre, Government Primary School, Jagtial is being converted as Anganwadi centre, she applied along with others for appointment to the post of Anganwadi Worker. According to her, she is entitled for being given preferential treatment as per the provisions of G.O.Ms.No.49, dated 2-5-2000 and in spite of the fact that she is entitled for preferential treatment, respondents have not selected her; therefore, the action of the respondents is arbitrary and illegal.

A detailed counter affidavit is filed on behalf of the respondents denying the allegations made by the petitioner. It is asserted that the petitioner has not been selected for the post of Anganwadi Worker by the District Level Selection Committee, when she was interviewed along with others. The recruitment process was done strictly in accordance with the Rules. G.O.Ms.No.49, dated 2-5-2000 is not applicable for selections to the post of Anganwadi Worker. In fact,

petitioner filed another Writ Petition earlier and she suppressed the facts and filed the present Writ Petition. Therefore, the question of sending her to any training programme does not arise. Even otherwise, there is no such training to be imparted to the selected Anganwadi Workers.

No reply is filed.

From the averments made in the counter, it is seen that the petitioner was not selected for the post of Anganwadi Worker of Government Primary School, Jagtial and, therefore, she was not appointed. Once the petitioner was not selected by the District Level Selection Committee, the question of appointing her or sending her to the so called training does not arise. The respondents have categorically stated that the selections were made as per the Rules, which is not disputed by the petitioner. The Writ Petition is devoid of any merit and is liable to be dismissed.

Accordingly, the Writ Petition is dismissed. However, this will not preclude the respondents from considering the case of the petitioner for appointment to the post of Anganwadi Worker whenever vacancies arise in future. No order as to costs.

23-10-2007

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